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12
13 UNITED STATES DISTRICT COURT

14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 PENSION PLAN FOR PENSION TRUST
16 FUND FOR OPERATING ENGINEERS, et
al.,

17 Plaintiffs,

18 vs.

19 GIACALONE ELECTRICAL SERVICES,
20 INC., et al.,

21 Defendants.

Case No.: CV 13-02338-SI

**STIPULATED REQUEST TO
CONTINUE PRE-TRIAL DEADLINES
AND TRIAL DATE; AND ~~PROPOSED~~
ORDER**

Pretrial Conf.: April 28, 2015 at 3:30 p.m.

Trial: May 11, 2015 at 8:30 a.m.

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23 The parties through their counsel of record hereby stipulate as follows with respect to the
24 pre-trial deadlines and trial date in this action.

25 1. Plaintiffs filed this action on May 22, 2013, to recover withdrawal liability owed by
26 Defendants and all other controlled group members under the Employee Retirement Income
27 Security Act of 1974 ("ERISA"). This Court entered a Pretrial Preparation Order on October 1,
28 2014. Docket No. 64.

2. Plaintiffs served Special Interrogatories and Request for Production of Documents, Set Two, on Defendants Vincent Giacalone and Lisa Giacalone on December 5, 2014. Defendants served responses to Special Interrogatories and Request for Production of Documents, Set Two, on Plaintiffs on January 16, 2015. Defendants will supplement their responses to said Set Two discovery and produce additional documents by February 13, 2015.

3. This case was referred to Magistrate Judge Donna M. Ryu for settlement purposes. Docket No. 76.

4. The Settlement Conference with Judge Donna M. Ryu has been scheduled for April 3, 2015. Docket No. 79.

5. In order to have sufficient opportunity to possibly settle this matter and due to the unavailability of Plaintiffs' counsel from July through October 2015, the parties hereby stipulate to modify the Pretrial Preparation Order (Dkt. 64) as follows:

	Original Deadline	New Deadline
Non-Expert Discovery Cutoff (including hearing on discovery motions, if any)	1/30/15	3/27/15
Designation of Experts and Expert Discovery Cutoff	n/a	n/a
Settlement Conference	n/a	4/3/15
Dispositive Motion	2/13/15	5/1/15
Opposition to Dispositive Motion	2/27/15	5/14/15
Reply to Dispositive Motion	3/6/15	5/22/15
Hearing on Dispositive Motion	No later than 3/20/15 at 9:00 am	No later than 6/5/15 at 9:00 am
Pretrial Conference	4/28/15 at 3:30 p.m.	12/4/15 at 3:30 pm
Trial (estimated to be 1-2 days)	5/11/15 at 8:30 a.m. Courtroom 10, 19 th Floor	12/18/15 at 8:30 am 12/14/15

Dated: February 2, 2015

SALTZMAN & JOHNSON LAW CORPORATION

By: //S//
 Shaamini A. Babu, Esq.
 Attorney for Plaintiffs

1 Dated: February 2, 2015

SWEENEY, MASON, WILSON & BOSOMWORTH

2 By: //S//

3 Roger M. Mason

4 Attorney for Defendants Vincent Giacalone and

Lisa Giacalone

5
6 **ORDER**

7 Based on the foregoing, and good cause appearing, the Pretrial Preparation Order entered
8 on October 1, 2014 (Dkt. 64), is hereby modified as stipulated above, as amended.

9 IT IS SO ORDERED.

10 Date: 2/3/15



11 SUSAN ILLSTON

12 United States District Court Judge